

Attorney Docket No.: DEX-0176  
Inventors: Ali and Cafferkey  
Serial No.: 09/787,844  
Filing Date: August 6, 2001  
Page 2

REMARKS

Claims 1-11 are suggested by the Examiner to be pending in the instant application. Claims 7-11 have been withdrawn from consideration by the Examiner and claims 1-6 have been examined and rejected.

It is respectfully pointed out, however, that a Preliminary Amendment was filed via facsimile on August 26, 2003 wherein claims 10-11 were canceled and new claims 12 through 21 were added. A courtesy copy of this Preliminary Amendment as well evidence of its receipt by the United States Patent Office are provided herewith.

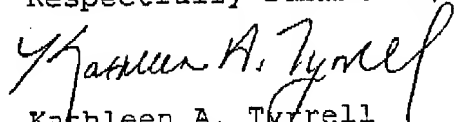
Accordingly, claims 1-9 and 12-21 are actually pending in the instant application.

Further, it is respectfully pointed out that examination of claims 1-6 and withdrawal of claims 7-11 by the Examiner contradicts Applicants' election to prosecute Group III, claims 8-11, in the response to the restriction requirement filed June 5, 2003. A courtesy copy of Applicants' response to the restriction requirement. Evidence of receipt of this response by the United States Patent Office is indicated by the Examiner in the October 23, 2003 Office Action.

Attorney Docket No.: DEX-0176  
Inventors: Ali and Cafferkey  
Serial No.: 09/787,844  
Filing Date: August 6, 2001  
Page 3

Accordingly, withdrawal of the Office Action of October 23, 2003 and reexamination of elected claims 8-11 and claims 12-21 added by the preliminary amendment of August 26, 2003 is respectfully requested.

Respectfully submitted,

  
Kathleen A. Tyrrell  
Registration No. 38,350

Date: January 23, 2004

Licata & Tyrrell P.C.  
66 E. Main Street  
Marlton, New Jersey 08053

(856) 810-1515